

MEETINGS TO DATE 2  
NO. OF REGULARS 1  
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LANCASTER, NEW YORK  
JANUARY 23, 1989

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 23rd day of January 1988, at 7:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
DONNA G. STEMPNIAK, PLANNING BOARD CHAIRMAN  
GEORGE E. O'NEIL, PLANNING BOARD MEMBER  
JOHNSTON N. REID, JR. PLANNING BOARD MEMBER  
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER

ABSENT: RONALD A. CZAPLA, COUNCILMAN  
ANTHONY FRANJOINE, PLANNING BOARD MEMBER  
JOHN P. GOBER, PLANNING BOARD MEMBER  
MILDRED WHITTAKER, PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of the rezone petition of Marrano Development Corporation.

IN THE MATTER OF THE SEQR REVIEW OF THE PROPOSED  
REZONE PETITION OF MARRANO DEVELOPMENT CORPORATION

The joint boards proceeded with the short Environmental Assessment Form on the Marrano Development Corporation rezone matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPNIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN MILLER, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

NOTICE OF DETERMINATION  
MARRANO DEVELOPMENT CORPORATION  
NEGATIVE DECLARATION

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PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Nicholas LoCicero, Deputy Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed rezone is of a parcel involving approximately 22 acres.

The location of the premises being reviewed is on premises situate at 4758 William street, SBL# 115.03-1-17.1; +/- 1117 feet east of Transit Road, directly across from Eastwood Village Development.

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C. 1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**Be it noted that the proposed action will have a small to moderate effect on noise levels, and traffic will increase during construction. The developer will be required to install a surface water detention system acceptable to the Town Board of the Town of Lancaster.**

- C. 2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No adverse effects noted.**

- C. 3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species.

**No adverse effects noted.**

- C. 4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**Be it noted that the proposed action will have a small to moderate effect in planned residential density.**

- C. 5. Growth, subsequent development, or related activities likely to be induced by the proposed action.

Be it noted that the proposed action will have a small to moderate effect on demand for retail services.

- C. 6. Long term, short term, cumulative, or other effects not identified in C1-C5.

Be it noted that the proposed action will have a small to moderate effect on traffic flow. Transit Boulevard should be extended and dedicated by the developer to the Town of Lancaster. There is need for a stub street north from Transit Boulevard to the north property line of the proposed development.

- C. 7. Other impacts (including changes in use of either quantity or type of energy).

No adverse effects noted.

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Stanley Jay Keysa, Supervisor  
Town of Lancaster

January 23, 1989

and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	VOTES YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	WAS ABSENT
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

January 23, 1989

ON MOTION DULY MADE, SECONDED AND CARRIED, by voice vote, the joint meeting was adjourned at 7:45 P.M.

Signed Robert P. Thill  
Robert P. Thill, Town Clerk

January 23, 1989

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MEETINGS TO DATE 3  
NO. OF REGULARS 2  
NO. OF SPECIALS 1

LANCASTER, NEW YORK  
January 23, 1989

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 23th day of January 1989 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: RONALD A. CZAPLA, COUNCILMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
RICHARD J. SHERWOOD, TOWN ATTORNEY  
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR  
THOMAS E. FOWLER, CHIEF OF POLICE

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster Police Department three new 1989 police patrol vehicles.

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GIZA, AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:15 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDEES

1. Mid City Dodge, Inc.  
2185 Walden Avenue  
Buffalo, New York 14225
2. Gillogly Chevrolet  
1777 Union Road  
West Seneca, New York 14224

BID OPENING SCHEDULED FOR 8:00 P.M. (CONT'D.):

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Police Chief for examination, tabulation and recommendation. The Town Board later in the meeting awarded this contract to Mid City Dodge, Inc., the lowest bidder.

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board, held on January 3, 1989, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	WAS	ABSENT
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, deems it in the public interest to create one (1) additional position of Police Officer in the Police Department of the Town of Lancaster, and

WHEREAS, the Personnel Officer of the County of Erie has provided the Town of Lancaster with a certified list of respective standings of eligible candidates for appointment to the position of Police Officer, and

WHEREAS, the Civil Service List was canvassed by the Chief of Police of the Town of Lancaster, and

WHEREAS, said eligible candidates indicating a desire for said appointment have been interviewed by the Police Commissioners and the Chief of Police of the Town of Lancaster and their recommendations made in connection therewith,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: That the Town Board of the Town of Lancaster hereby creates one (1) additional position of Police Officer in the Police Department of the Town of Lancaster.

SECTION 2: That the Supervisor of the Town of Lancaster be and is hereby authorized to complete and execute Section 8 of Form PO-17 (New Position Duty Statement) from the Erie County Department of Personnel, indicating that one (1) additional position of Police Officer in the Police Department of the Town of Lancaster has been created.

SECTION 3: That upon the recommendation of the Police Commissioners and the Chief of Police of the Town of Lancaster, ERIN R. MYERS, 48 Burwell Avenue, Lancaster, New York 14086 be and is hereby appointed Police Officer in the service of the Town of Lancaster, on a probationary basis effective January 24, 1989, at an annual salary of \$24,971.00

SECTION 4: That the Supervisor of the Town of Lancaster file any and all personnel forms to accomplish the foregoing with the Personnel Office of the County of Erie.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

12X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has heretofore provided a nutrition program for the elderly, and

WHEREAS, it is necessary to execute an agreement between the Town of Lancaster and the County of Erie for the extension of said program in the year 1989,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute an Agreement between the Town of Lancaster and the County of Erie for the operation of a Nutrition Program for the Elderly for the year 1989, and

BE IT FURTHER

RESOLVED, that the Chairman of the Recreation Commission be and is hereby authorized to sign the vouchers with funds to be received by the Supervisor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-NUTRITION

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, the Recreation Department of the Town of Lancaster will require certain sporting and athletic equipment for the operation of the Recreation Program during the year 1989, which may reasonably be expected to exceed the sum of \$5,000.00, and

WHEREAS, it is in the public interest that sealed bids for the purchase of such equipment be invited,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders, in form attached hereto and made a part hereof, be published in the Lancaster Bee and be posted according to Law, that the Town Board will receive bids up to 8:00 o'clock P.M., Local Time, on February 6, 1989, for the purchase of sporting and athletic equipment for the Recreation Department of the Town of Lancaster in accordance with specifications on file in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-B.O.-RECR (P1)

**LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN that sealed bids will be received and publicly opened by the Town Board of the Town of Lancaster, at 8:00 o'clock P.M., Local Time, on February 6, 1989, for the purchase of sporting and athletic equipment for the Recreation Department of the Town of Lancaster.

Specifications for such sporting and athletic equipment are on file with, and may be obtained from, the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The Town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE  
TOWN OF LANCASTER  
BY: ROBERT P. THILL  
Town Clerk

January 23, 1989

File: R-B.O.-RECR (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly  
advertised for bids for furnishing to the Town of Lancaster the necessary  
trees for the 1989 Tree Planting Program in accordance with specifications  
on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on January 3, 1989, and

WHEREAS, GLEASON'S NURSERY, INC., 4780 Sheridan Drive,  
Williamsville, New York 14221, has submitted the lowest responsible bid in  
the amount of \$53,094.40, for furnishing said trees to the Town of  
Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of Gleason's Nursery, Inc.,  
4780 Sheridan Drive, Williamsville, New York 14221, in the amount of  
\$53,094.40, being the lowest responsible bid in conformance with the  
specifications relating thereto, be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Committee of the  
Town Board of the Town of Lancaster be and is hereby authorized to place  
orders with GLEASON'S NURSERY, INC. for those trees which the Town of  
Lancaster needs for its 1989 Tree Planting Program.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-B.O.-TREES (P3)

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, the Assessor and the Real Property/Appraiser met with  
Equalization and Assessment personnel in Albany, New York, December 20th and  
21st, 1988,

NOW, THEREFORE, BE IT

RESOLVED, that Malcom J. Francis and Thomas Kunz of the Assessor's  
Office of the Town of Lancaster be reimbursed for ordinary and necessary  
expenses incurred in attending said meeting, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission  
of proper documentation and substantiation of expenses, including receipts, to  
the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-SEM-MTGS (P6)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, GENESIS DEVELOPMENT OF W.N.Y., INC., 4 Nashua Court,  
Lancaster, New York, the contract vendee of a parcel of land located on the  
west side of Aurora Street 444.75 feet south of the center line of William  
Street in the Town of Lancaster, has petitioned the Town Board of the Town of  
Lancaster for the rezone of said property from an R1-Single Family Residence  
District to an R2-General Residence District, and

WHEREAS, the Petition has been referred to the Planning Board of the  
Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of  
the State Of New York, a Public Hearing on the proposed rezone will be held at  
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of  
February, 1989, at 8:45 o'clock P.M., Local Time, and that Notice of the time  
and place of such hearing be published in the Lancaster Bee, a newspaper of  
general circulation in said Town, and be posted on the Town Bulletin Board and  
that a copy of such Notice of Hearing be referred to the Erie County Department  
of Planning, pursuant to §239(m) of the General Municipal Law, which Notice shall  
shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ASBENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23. 1989

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LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 23rd day of January, 1989, the said Town Board will hold a Public Hearing on the 6th day of February, 1989, at 8:45 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an R1-Single Family Residence District to an R2-General Residence District:

ALL THAT TRACT OR PARCEL OF LAND being SBL #115.03-2-10 with a road frontage of 236.35 feet and encompassing an area of 15.7 acres. The boundary of the property begins on Aurora Street 444.75 feet south of the center line of William Street, it extends to the West 283.00 feet, then North 100.00 feet, then again West 1,236 feet, then South 536.10 feet, then East, back towards Aurpra Street 1,015.09 feet, then North 200.00 feet, then again East for 500 feet where it again reaches the center line of Aurora Street 236.35 feet south of the starting point.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 23, 1989

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW  
YORK, ADOPTED JANUARY 23, 1989, AUTHORIZING  
THE PURCHASE OF AN EXCAVATOR FOR USE BY THE  
TOWN HIGHWAY DEPARTMENT, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$160,000,  
APPROPRIATING SAID AMOUNT THEREFOR, AND  
AUTHORIZING THE ISSUANCE OF \$160,000 SERIAL  
BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Lancaster, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
purchase a tracked excavator for use by the Town Highway  
Department. The estimated maximum cost of said specific object  
or purpose, including preliminary costs and costs incidental  
thereto and the financing thereof, is \$160,000 and said amount is  
hereby appropriated therefor. The plan of financing includes the  
issuance of \$160,000 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said  
bonds and the interest thereon as the same shall become due and  
payable.

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Section 2. Serial bonds of the Town in the principal amount of \$160,000, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific object or purpose for which said \$160,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years; however the proposed maturity of the serial bonds authorized pursuant to this resolution or any bond anticipation notes issued in anticipation thereof shall not exceed five (5) years from the original date of issuance of such obligations.

(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Section 107.00 d. 4 of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general

obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

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- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "LANCASTER BEE," a newspaper published in Williamsville, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

\* \* \*

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster had requested the Town Board to advertise for bids to furnish unleaded gasoline to the Town of Lancaster for the year 1989, and

WHEREAS, the Police Committee of the Town Board has approved such request,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders, in form attached hereto and made a part hereof, be published in the Lancaster Bee and be posted according to Law that the Town will receive bids up to 8:15 o'clock P.M., Local Time, on February 6, 1989, in accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

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LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed bids and/or proposals will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 8:15 o'clock P.M., Local Time, on the 6th day of February, 1989, for furnishing unleaded gasoline to the Town of Lancaster for the year 1989, in accordance with specifications on file in the Town Clerk's Office, 21 Central Avenue, Lancaster, New York 14086.

A non-collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 23, 1989

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated  
January 2, 1989 has recommended the appointment of a certain individual to  
the membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following addition be made to the membership of  
the Lancaster Volunteer Ambulance Corps:

Donald Kowalczyk  
63 Creekview  
West Seneca, New York

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-LVAC

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS , a Public Hearing was held on the 3rd day of October, 1988,  
on the Petition of Lura D. Ballagh, 12 Orchard Avenue, Blasdell, New York, the  
owner of a parcel of land located on the south side of Genesee Street, east of  
Barton Road, rezoning said property from an RC-Residence Restricted Business  
District and an R1-Single Family Residence District to an SA-Suburban  
Agricultural District, and

WHEREAS, a Notice of said Public Hearing has been duly published and  
posted, and

WHEREAS, the Planning Board of the Town of Lancaster has recommended  
the rezone of the hereinafter described parcel of real property, and

WHEREAS, in accordance with Section 239(m) of the General Municipal  
Law of the State of New York, the Erie County Department of Planning has  
reviewed such application for rezone and has no objection with respect thereto,  
and

WHEREAS, the Town Board has informed the Petitioner at several stages  
of this project that a major right-of-way of a limited access highway will be  
extended through the property some time within the next ten (10) years and  
that the owner should avoid constructing extensive permanent facilities;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of  
Lancaster be and is hereby amended and changed so that the real property  
hereinafter described is changed from an RC-Residence Restricted Business  
District and an R1-Single Family Residence District to an SA-Suburban  
Agricultural District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie, and State of New York, being part of Farm Lot Number Five (5), Section Nine (9), Township Eleven (11), Range Six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of said Lot Number Five (5), at which north line is also the center line of Genesee Street eighty (80) feet east of the northwest corner of said Lot Number Five (5) as measured along the center line of Genesee Street, which point of beginning is the northeast corner of lands deeded to Barton Equipment Company by deed recorded in the Erie County Clerk's Office in Liber 6350 of Deeds at page 13; thence east on and along the center line of Genesee Street, One Thousand two hundred thirty-three and forty hundredths (1233.40) feet to the northeast corner of said Lot Number Five (5); thence south on and along the east line of said Lot Number Five (5), three thousand eight hundred twenty-one and forty hundredths (3,821.40) feet to the southeast corner of said Lot Number Five (5); thence west on and along the south line of said Lot Number Five (5) One Thousand two hundred thirty-three and forty hundredths (1233.40) feet to a point which point is the southeast corner of lands deeded to Barton Equipment Company by Deed as aforesaid; thence north and parallel with the west line of said Lot Number Five (5) and on and along the east line of said Barton Equipment Company's land, three thousand eight hundred twenty-one and forty hundredths (3,821.40) feet to the center line of Genesee Street at the point of beginning.

2. That said Ordinance Amendment shall be conditioned upon the following:

- (a) Petitioner meeting all requirements of the Erie County Health Department with regard to water, sewer and septic facilities on the premises and further, subject to any facilities on the premises meeting the State Building Code and any applicable Town codes as determined by the Building Inspector of the Town of Lancaster, and
- (b) No structures shall be constructed in the flood plain or wetlands.

3. That said Ordinance Amendment be added in the minutes of the Town Board of the Town of Lancaster held on the 23rd day of January, 1989.

4. That a certified copy thereof be published in the Lancaster Bee on or before January 26, 1989;

5. That Affidavits of Publication be filed with the Town Clerk, and

6. That a certified copy of this resolution be forwarded to the Erie County Department of Planning.

32x1



The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT		
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

January 23, 1989

LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO  
ZONING ORDINANCE  
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of said Town is hereby changed so that the real property hereinafter described is changed from an RC-Residence Restricted Business District and an R1-Single Family Residence District to an SA-Suburban Agricultural District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Farm Lot Number Five (5), Section Nine (9), Township Eleven (11) Range Six (6) of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at a point in the north line of said Lot Number Five (5), at which north line is also the center line of Genesee Street eighty (80) feet east of the northwest corner of said Lot Number Five (5) as measured along the center line of Genesee Street, which point of beginning is the northeast corner of lands deeded to Barton Equipment Company by deed recorded in the Erie County Clerk's Office in Liber 6350 of Deeds at Page 13; thence east on and along the center line of Genesee Street, One Thousand Two Hundred thirty-three and forty hundredths (1,233.40) feet to the northeast corner of said Lot Number Five (5); thence south on and along the east line of said Lot Number Five (5), three thousand eight hundred twenty-one and forty hundredths (3,821.40) feet to the southeast corner of said Lot Number Five (5); thence west on and along the south line of said Lot Number Five (5) One Thousand Two Hundred Thirty-three and forty hundredths (1,233.40) feet to a point which point is the southeast corner of lands deeded to Barton Equipment Company by deed as aforesaid; thence north and parallel with the west line of said Lot Number Five (5) and on and along the east line of said Barton Equipment company's land Three Thousand eight hundred twenty-one and forty-hundredths (3,821.40) feet to the center line of Genesee Street at the point of beginning;

and based upon certain conditions having been complied with by the property owner, which conditions are as follows:

- (1) Petitioner meeting all requirements of the Erie County Health Department with regard to water, sewer and septic facilities on the premises, and further, subject to any facilities on the premises meeting the State Building Code and any applicable Town Codes as determined by the Building Inspector of the Town of Lancaster, and
- (2) No structures shall be constructed in the flood plain or wetlands.

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in said County of Erie, have compared the foregoing copy of REZONE with the original thereof filed in my office at Lancaster, New York, on the 23rd day of January, 1989, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, this 23rd day of January, 1989.

( S E A L )

*Robert P. Thill*  
Town Clerk and Registrar of Vital Statistics

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of February, 1989, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before January 26, 1989, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYS	VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

12X

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 23rd day of January, 1989, the said Town Board will hold a Public Hearing on the 6th day of February, 1989, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of said Town:

1.) ARTICLE VIII - Stop and Yield Intersections:-

§46-8, Stop Intersections designated, is hereby amended  
by adding thereto:

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
Temp Turnaround (Indian Pine Sub.)	east/west	Arrow Trail	Eastbound	S.W. Corner
Forestream Dr.	east/west	Transit Road	Westbound	N.E. Corner
Forestream Dr.	east/west	Enchanted For.	Eastbound	S.W. Corner
Cidermill Ct.	east/west	Enchanted For.	Westbound	N.E. Corner
Old Mill Run	north/south	Enchanted For.	Northbound	S.E. Corner
Harewood Run	north/south	Enchanted For.	Northbound	S.E. Corner
Running Brook Dr.	east/west	Aurora St.	Eastbound	S.W. Corner
Running Brook Dr.	east/west	Fieldstone La.	Westbound	N.E. Corner
Running Brook Dr.	east/west	Sugarbush La.	Westbound	N.E. Corner
Running Brook Dr.	east/west	Deepwood Pl.	Westbound	N.E. Corner
Deepwood Place	north/south	Running Brook	Southbound	N.W. Corner
Sugarbush Lane	north/south	Running Brook	Northbound	S.E. Corner
Sugarbush Lane	east/west	Fieldstone La.	Eastbound	S.W. Corner
Fieldstone Lane	north/south	Sugarbush La.	Northbound	S.E. Corner
Fieldstone Lane	north/south	Running Brook	Northbound	S.E. Corner
Greenbriar Dr.	east/west	Warner Road	Eastbound	N.W. Corner
Rose Hill Circle	north/south	Greenbriar Dr.	Southbound	N.W. Corner
Plumb Creek Trail	east/west	Steinfeldt Rd.	Westbound	N.E. Corner
Jenny Lane	north/south	Plumb Creek Tra.	Southbound	N.W. Corner

32x1

2.) ARTICLE IX - Speed Regulations

§46-9, Maximum speed limits, is hereby amended to read as follows:

.....  
B. Area speed limits shall be posted at thirty (30) miles per hour at all entrance roads and various locations, when deemed appropriate, within the following subdivisions:

- (1) Countryside Subdivision
- (2) Countryview Subdivision
- (3) Heritage Hills Subdivision
- (4) Forestream Village Subdivision
- (5) Indian Pine Village Subdivision
- (6) Plumb Estates Subdivision
- (7) Plumb Estates South Subdivision
- (8) The Meadows Subdivision
- (9) Warnerview Estates Subdivision

C. A speed limit of forty-five (45) miles per hour shall be posted on the following designated highways:

- .....
- (7) Erie Street, for eastbound and westbound traffic from Steinfeldt Road east to Pavement Road.
  - (8) Pleasant View Drive for eastbound and westbound traffic from House No. 444 Pleasant View Drive, east to terminus of Pleasant View Drive at Pavement Road.

D. A speed limit of thirty-five (35) miles per hour shall be posted on the following designated highways:

- .....
- (4) Pleasant View Drive, for eastbound and westbound traffic from Forton Drive east to House No. 444 Pleasant View Drive.

- .....
- (7) Erie Street, for eastbound and westbound traffic from the east line of the Village of Lancaster east to Steinfeldt Road.

.....  
F. A speed limit of forty (40) miles per hour shall be posted on the following designated highways:

- .....
- (3) William Street, for eastbound and westbound traffic from Bowen Road east to House No. 5360 William Street.

3) ARTICLE X - Parking, Standing and Stopping  
§46-12, Parking prohibited in designated locations, is hereby amended to read as follows:

A. The parking of vehicles is hereby prohibited in any of the following locations:

.....

(15) Countryside Subdivision.

.....

(k) On the north side of Country Place from a distance of fifteen (15) feet east of a fire hydrant located in front of House No. 21 Country Place, continuing west to a point of fifteen (15) feet east of the next fire hydrant, located in front of House No. 33 Country Place.

§46-13, Standing prohibited in designated locations, is hereby amended to read as follows:

A. The standing of vehicles is hereby prohibited in any of the following locations:

.....

(15) Countryside Subdivision.

.....

(k) On the north side of Country Place from a distance of fifteen (15) feet east of a fire hydrant located in front of House No. 21 Country Place, continuing west to a point of fifteen (15) feet east of the next fire hydrant, located in front of House No. 33 Country Place.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 23, 1989

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, MARRANO DEVELOPMENT CORP., 4040 Clinton Street, West Seneca, New York, the contract vendee of a parcel of land which is located on the north side of William Street 1,117.41 feet easterly from Transit Road, in the Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from R1-Single Family Residence District to an R2-General Residence District, said property being approximately 22 acres, and is more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, and more particularly described as being part of Lot 94 of the Buffalo Creek Reservation;

BEGINNING at a point in the center line of William Street distant 1,117.41 feet easterly from its intersection with the center line of Transit Road, thence northerly parallel with the center line of Transit, 1,903.16 feet; thence easterly parallel with the north line of Lot 94, 496.13 feet to a point; thence running southerly parallel with the center line of Transit Road 1,899 feet more or less to the center line of William Street; thence westerly along the center line of William Street 496.13 feet to the point of beginning.

and

WHEREAS, the Planning Board of the Town of Lancaster and the Planning Consultant have reviewed the rezone petition and recommended approval, subject to certain conditions, and

WHEREAS, in accordance with Section 239(m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed the application for rezone and made its recommendation with respect hereto, and

WHEREAS, a Public Hearing was held on the 19th day of December, 1988, at 9:00 o'clock P.M., Local Time, and

32X

WHEREAS, full opportunity to be heard was given to any and all citizens and all parties in interest, and

WHEREAS, a review of the petition and report of the Planning Board, Planning Consultant and evidence adduced at said public hearing, and the Master Plan and Zoning Map of the Town of Lancaster, reveals the following facts:

- (1) That the property is currently zoned R1-Single Family Residence District;
- (2) That the property surrounding the proposed rezone is R1;
- (3) That the property is approximately 368 feet east of a C2-General Commercial District.
- (4) That property faces R2-General Residence District property on William which has been developed with townhouses.

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Ordinance and Zoning Map of the Town of Lancaster, is hereby amended and changed to provide that the premises herein previously described and petitioned and to be rezoned shall be rezoned from an R1-Single Family Residence District to an R2-General Residence District, subject to the following conditions imposed upon the rezone of the property:

- (1) Developer to provide detention system placed on site.
- (2) Development of property will be limited to townhouse-for-sale development by the petitioner herein;
- (3) The units forming the development will be sold only as townhouses-for-sale, after all necessary approval has been obtained from the State of New York;
- (4) Detailed site plans have to be submitted within six (6) months of approval of the conditional rezone for review and approval by Town Board.

Development has to commence within one year of the approval of the site plan. Failure to commence development within that time period shall cause the zoning classification of the premises to revert to the original zoning classification petitioned from herein or its equivalent in any successor zoning ordinance.



- (5) The development will be limited to no higher than two-story buildings;
- (6) The Town Board of the Town of Lancaster shall retain general site plan approval, including the configuration of the building layout and design, street design and green area, and no building permit shall be issued until such approval has been granted.
- (7) The Town Board of the Town of Lancaster shall retain architectural design approval and no building permit shall be issued until architectural design has been approved.
- (8) Require setback from William Street to permit street expansion in William Street to four (4) lanes and developer will agree to construct sidewalks on William Street upon the request of the Town Board.
- (9) That developer dedicate a 66 ft. wide parcel to the Town of Lancaster from Transit Blvd. north to the northern edge of the Marrano property.
- (10) That developer will dedicate to the Town of Lancaster and improve (to Town standards) the 100 ft. wide east-west paper street known as Transit Boulevard.

and

BE IT FURTHER

RESOLVED, as follows:

1. That said amendment to the Zoning Ordinance be added in the minutes of the meeting of the Town Board of the Town of Lancaster, held on January 23, 1989;
2. That a certified copy thereof be published in the Lancaster Bee on January 26, 1989, in form attached hereto and made a part hereof;
3. That the Affidavit of Publication be filed with the Town Clerk;
4. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	WAS ABSENT
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

January 23, 1989

LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO  
ZONING ORDINANCE  
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an R1-Single Family Residence District to an R2-General Residence District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, and more particularly described as being part of Lot 94 of the Buffalo Creek Reservation,

BEGINNING at a point in the center line of William Street distant 1,117.41 feet easterly from its intersection with the center line of Transit Road; thence northerly parallel with the center line of Transit Road, 1,903.16 feet; thence easterly parallel with the north line of Lot 94, 496.13 feet to a point; thence running southerly parallel with the center line of Transit Road 1,899 feet more or less to the center line of William Street, thence westerly along the center line of William Street 496.13 feet to the point of beginning.

subject to the following conditions imposed upon the rezone of the property:

- (1) Developer to provide detention system placed on site.
- (2) Development of property will be limited to townhouse-for sale development by the petitioner herein;
- (3) The units forming the development will be sold only as townhouses-for-sale, after all necessary approval has been obtained from the State of New York;
- (4) Detailed site plans have to be submitted within six (6) months of approval of the conditional rezone for review and approval by the Town Board;  
Development has to commence within one year of the approval of the site plan. Failure to commence development within that time period shall cause the zoning classification of the premises to revert to the original zoning classification petitioned from herein or its equivalent in any successor zoning ordinance;
- (5) The development will be limited to no higher than two-story buildings;
- (6) The Town Board of the Town of Lancaster shall retain general site plan approval, including the configuration of the building layout and design, street design and green area and no building permit shall be issued until such approval has been granted.
- (7) The Town Board of the Town of Lancaster shall retain architectural design approval and no building permit shall be issued until architectural design has been approved;

- (8) Require setback from William Street to permit street expansion in William to four (4) lanes and developer will agree to construct sidewalks on William Street upon the request of the Town Board;
- (9) That developer dedicate a 66 ft. wide parcel to the Town of Lancaster from Transit Blvd. north to the northern edge of the Marrano property;
- (10) That developer will dedicate to the Town of Lancaster and improve (to Town standards) the 100 ft. wide east-west paper street known as Transit Boulevard.

January 23, 1989

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy REZONE with the original thereof filed in my office at Lancaster, New York, on the 23rd day of January, 1989, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 23rd day of January, 1989.

  
\_\_\_\_\_  
Town Clerk and Registrar of Vital Statistics

( S E A L )

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, LURA BALLAGH, 12 Orchard Avenue, Blasdell, New York, the owner of a parcel of land located on the south side of Genesee Street, east of Barton Road, has made application for a Special Use Permit for a picnic grove with banquet facilities in an SA-Suburban Agricultural District for that parcel, as provided for in Section 50-27 (A)(9)(d) of the Code of the Town of Lancaster, and

WHEREAS, this application has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 50-122 and 50-123 of the Code of the Town of Lancaster, a public hearing on the proposed Special Use Permit will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of February, 1989, at 9:00 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS EHREBY GIVEN that pursuant to the authority set forth in Sections 50-122 and 50-123 of the Code of the Town of Lancaster and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 23rd day of January, 1989, the said Town Board will hold a Public Hearing on the 6th day of February, 1989, at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application for a Special Use Permit for a picnic grove with banquet facilities upon the following described real property, located on the South Side of Genesee Street east of Barton Road in the Town of Lancaster:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Farm Lot Number Five (5), Section Nine (9), Township Eleven (11), Range Six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of said Lot Number Five (5), at which north line is also the center line of Genesee Street eighty (80) feet east of the northwest corner of said Lot Number Five (5) as measured along the center line of Genesee Street, which point of beginning is the northeast corner of lands deeded to Barton Equipment Company by deed recorded in the Erie County Clerk's Office in Liber 6350 of Deeds at Page 13; thence east on and along the center line of Genesee Street, One Thousand two hundred thirty-three and forty hundredths (1,233.40) feet to the northeast corner of said Lot Number Five (5); thence south on and along the east line of said Lot Number Five (5); three thousand eight hundred twenty-one and forty hundredths (3,821.40) feet to the southeast corner of said Lot Number Five (5); thence west on and along the south line of said Lot Number Five (5) One Thousand two hundred thirty-three and forty hundredths (1,233.40) feet to a point, which point is the southeast corner of lands deeded to Barton Equipment Company by Deed as aforesaid; thence north and parallel with the west line of said Lot Number Five (5) and on and along the east line of said Barton Equipment Company's land, Three Thousand eight hundred twenty-one and forty hundredths (3,821.40) feet to the center line of Genesee Street at the point of Beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 23, 1989

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 5624 to Claim No. 6084 inclusive.

Total amount hereby authorized to be paid:

\$ 472,719.53

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

**CODES:**

(T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived.

NO.	CODE	NAME	ADDRESS	STRUCTURE
6		Jos. Wanemaker	5290 William St	EXT. SIN. DLWG
7	(T)	Marrano/Marc Equity	3 Oakwood Com	ER. SIN. DWLG
8	(T)	Tower Enterprises	212 Enchanted Forest N	ER. SIN. DWLG
9		Hillview Baptist Ch.	26 Rehm Rd	REMOD. CHURCH
10	(T)	Donato Developers	14 Rose Hill Cir	ER. SIN. DWLG
11	(T)	Iona Builders	16 Gale Dr	ER. SIN. DWLG
12	(T)	Iona Builders	25 Gale Dr	ER. SIN. DWLG
13	(T)	Iona Builders	12 Sugarbush La	ER. SIN. DWLG
14		Swiss Chalet	4757 Transit Rd	ER. SIGN
15	(T)	Centennial Homes	17 Fieldstone La	ER. SIN. DWLG
16	(T)	Marrano/Marc Equity	78 Pheasant Run La	ER. SIN. DWLG
17	(T)	Marrano/Marc Equity	6 Tanglewood Dr	ER. SIN. DWLG
18	(T)(SW)	L.A.S. Homes	4792 William St	ER. SIN. DWLG
19	(T)	Daniel Plotrowski	20 Greenmeadow Dr	ER. SIN. DWLG
20	(T)	Woodbridge Corp.	27 Sugarbush La	ER. SIN. DWLG
22	(T)	Homes by Helenbrook	11 Plumb Creek Tr	ER. SIN. DWLG
23	(T)	Donato Developers	15 Rose Hill Cir	ER. SIN. DWLG
24	(T)	Donato Developers	218 Warner Rd	ER. SIN. DWLG
25	(T)	Donato Developers	19 Greenbriar Dr	ER. SIN. DWLG
26	(T)	Donato Developers	10 Rose Hill Cir	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 21 of Keith Wilkinson, to erect a golf course on premises situate at 5360 Genesee Street be and is hereby tabled for further study.

12X



and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has been informed by the Executive Director of the Town of Lancaster Youth Bureau and Drug Abuse Prevention Council that the State Task Force on Children and Family has issued a report which may adversely affect the level of state funding provided the Town's Youth Bureau and Drug Abuse Prevention Council, and

WHEREAS, the Town believes strongly that the Town of Lancaster Youth Bureau is presently meeting many of the needs cited in the task force report, specifically, networking and inter-agency coordination and cross-community planning, and

WHEREAS, the Town Board further believes that the Town of Lancaster Youth Bureau functions most effectively because it can readily identify the problems in our community more efficiently than these problems can be identified from a central government location, and

WHEREAS, the Town Board of the Town of Lancaster firmly believes that it is in the interest of the people of the State of New York to continue funding to local municipalities for municipally operated youth programs in which local control assures direct recognition and action on youth problems;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby memorializes the Association of Towns of the State of New York to adopt a resolution memorializing the Governor and State Legislature that while considering the findings of the Task Force on Children and Families, they also recognize that locally operated programs can be the most efficient method of addressing the problems reviewed in the Report and that the State provide continued guaranteed funding to local municipalities for the operation of youth programs wherein youth problems are more easily identified and addressed.

32x1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	WAS	ABSENT
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

January 23, 1989

Councilman Miller requested a suspension of the necessary rule for immediate consideration of the following resolution:  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for the furnishing to the Police Department of the Town of Lancaster, New York, three (3) new 1989 Police Cars in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on January 23, 1989, and

WHEREAS, MID CITY DODGE, INC., 2185 Walden Avenue, Cheektowaga , New York, has submitted the lowest responsible bid in the amount of \$12,976.00 per car without extended maintenance plan and the lowest responsible in the amount of \$16,351.00 per car with extended maintenance plan, and

WHEREAS, the Chief of Police of the Town of Lancaster has recommended the purchase of the above mentioned automobiles,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid to MID CITY DODGE, INC., 2185 Walden Avenue, Cheektowaga, New York, as the lowest responsible bidder, for three (3) new 1989 Police Cars at a sum not to exceed \$16,351.00 per car, to be purchased on requirement basis by the Chief of Police, with the trade-in allowance offered by MID CITY DODGE, INC. as follows:

1. One (1) 1983 Plymouth 4DSD VIN-2P3BB26P8DR153921 - \$ 600.00
2. One (1) 1987 Dodge 4DSD VIN-1B3BG26S2HX770827 - 1800.00
3. One (1) 1988 Dodge 4DSD VIN-1B3BG26S2JW159482 - 2800.00

to be exercised as determined by the Chief of Police, and that an order for such automobiles is hereby authorized to be placed by the Chief of Police and that delivery be made not later than thirty (30) days after date of order.

32x1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, the Working Crew Chief of the Building/Maintenance Department of the Town of Lancaster, by memorandum dated January 4, 1989, has requested authorization to purchase one (1) 1989 Dodge Van under New York State Office of General Services Contract from Warnock Fleet, Inc., at a cost of \$9,625.00,

NOW, THEREFORE, BE IT

RESOLVED, that the Working Crew Chief of the Building/Maintenance Department of the Town of Lancaster be and is hereby authorized to purchase one (1) 1989 Dodge Van under New York State Office of General Services Contract from Warnock Fleet, Inc., at a cost of \$9,625.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

File: R-STATE-PUR

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following resolution:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR KEYSA , WHO MOVED  
ITS ADOPTION, SECONDED BY THE ENTIRE  
TOWN BOARD, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has been made aware that §242(5) of the New York State Military Law provides that a municipal employer within the State of New York is mandated to give a member of a military reserve organization thirty (30) days leave per year for military training and further mandated to pay a reservist his full pay while on military duty, and

WHEREAS, private employers are obligated to provide thirty (30) days per year to employees, but are not mandated to pay full salary to a reservist while on military leave, and

WHEREAS, application of the aforementioned section of law results in an unfair bias in favor of private employers vis a vis the public sector and causes an undue financial burden upon local governments, which is not similarly likewise placed upon private employers, and

WHEREAS, the military reserve system allows reservists at times to set their own training hours thereby permitting possible abuses by reservists scheduling their military training for times when they are scheduled to work for a municipality,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby memorializes the Associations of Towns of the State of New York to lobby the State Legislature and Governor to repeal §242(5) of the New York State Military Law in order to (1) end the unfair advantage private employers enjoy relative to public employers, since this subdivision does not apply to private employers, and (2) to assure that there is no abuse of the system by reservists who are public employees.

32X1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

72x1



Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, the Building Inspector of the Town Lancaster, deems it in the public interest to create the position of Building and Zoning Clerk in the Building and Zoning Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, That the Town Board of the Town of Lancaster hereby creates the position of Building and Zoning Clerk in the Building and Zoning Department of the Town of Lancaster, effective January 23, 1989, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and execute Section 8 of Form PO-17 (New Position Duties Statement) from the Erie County Department of Personnel, indicating the position of Building and Zoning Clerk in the Building and Zoning Department of the Town of Lancaster has been created.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA WAS ABSENT  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

January 23, 1989

**STATUS REPORT ON UNFINISHED BUSINESS:****1. Detention Basin - Milton Drive**

On June 6, 1988, the Town Engineer was directed to expedite this project.

**2. Excavating Permit - Amador Construction (Schaff Property Site)**

On August 23, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, and Planning Consultant for review and recommendation. On September 7, 1988, the Planning Board recommended approval of this permit.

**3. Public Improvement Permit Authorization - Foreststream Village Subdivision Phase I (Dilapo)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway	Yes	No	No

**4. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

**5. Public Improvement Permit Authorization - The Meadows (Giallanza)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**6. Public Improvement Permit Authorization - Pine Tree Farm (Josela - East off Aurora Street)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	No	No	No
Storm Sewers	No	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

**7. Public Improvement Permit Authorization - Plumb Estates (Galasso)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

32x1

**STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)****8. Public Improvement Permit Authorization -- Plumb Estates South, Phase I (Galasso)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**9. Public Improvement Permit Authorization -- Plumb Estates South, Phase II (Galasso)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

**10. Public Improvement Permit Authorization -- Warnerview Estates, Phase I (Donato)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

**11. Public Improvement Permit Authorization -- Warnerview Estates, Phase II (Donato)**

TYPE	ISSUED	ACCEPTED	BONDED
Waterline	Yes	Yes	Yes
Pavement & Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	n/a	n/a	n/a

**12. Rezone Petition -- Luca Ballagh**

On October 3, 1989, the Town Board held a public hearing on this matter and reserved decision. On January 23, 1989, the Town Board approved this rezone petition. The Town Clerk was directed to remove this item from future Town Board agendas.

**13. Rezone Petition -- Robert J. Deutschlander**

On September 6, 1988, the Town Board held a public hearing on this matter and reserved decision.

**13. Rezone Petition -- Genesis Development of W.N.Y., Inc.**

On December 9, 1988, this matter was referred to the Planning Board for review and recommendation. On January 23, 1989, the Town Board set a Public Hearing on this matter for February 6, 1989.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

15. Rezone Petition - Maccano Development Corp.  
On December 19, 1988, the Town Board held a public hearing on this matter and reserved decision. On January 23, 1989, the Town Board approved this rezone petition. The Town Clerk was directed to remove this item from future Town Board agendas.
16. State Contract Grant - 40 Clark Street Museum  
Application for grant has been filed.
17. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)  
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
18. Subdivision Approval - Pine Tree Farm (Josela - Off Aurora St.)  
On June 1, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, Planning Consultant, Highway Superintendent, Police Chief and Twin District Fire Chief for review and recommendation. On June 6, 1988, a SEQR review was held on this matter and a Negative Declaration adopted.
19. Traffic Survey - William Street East to Schwartz Road  
On May 16, 1988, this matter was referred to the Police Chief for report.
20. Traffic Survey - Genesee Street East of Harris Hill Road  
On May 16, 1988, this matter was referred to the Police Chief for report and recommendation.
21. Zoning Ordinance and Map Update  
On December 12, 1988, the Town Board held a Public Hearing on this matter and reserved decision.
22. Zoning Ordinance Amendment - Campers and Boats  
On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision.

PERSONS ADDRESSING TOWN BOARD:

Gloria Kubicki, 9 Maple Drive, Bowmansville, complained of J & I Disposal Service double billing of Town Residents for garbage collection. The Chief of Police said he would look into this complaint.

Terry S. Galanis, Jr., Chairman of the Industrial Forum of Eastern Erie County, recommended to the Town Board that they establish restrictions and covenants for our industrial areas.

The Supervisor asked Mr. Galanis to make some specific recommendations in this matter.

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**COMMUNICATIONS:****DISPOSITION**

35. Town Clerk to Town Board - Annual Report for 1988.	R & F
36. LVAC to Town Board - Request appointment of member to active roster.	R & F
37. Town Clerk to Supervisor - Monthly report for December 1988.	R & F
38. Building Inspector to Highway Supt. - Comments re: disposal of tires along Erie/ Lackawanna RR.	R & F
39. Police Chief to Public Safety Comm. Chair. - Specifications and request for bid opening for unleaded gasoline.	R & F
40. D.C.O. to Town Board - Monthly report for December 1988.	R & F
41. Town Clerk to Dept. of Audit and Control - Transmittal of notices of tort claims for 1988.	R & F
42. N.Y.S. Policemen's and Firemen's Retirement System to Dir. of Adm. and Finance - Comments and transmittal of data re: the Police and Fire Special Plan Reopener.	R & F
43. Supervisor to Town Board - Notice of Investments of funds for October, November and December 1988.	R & F
44. Lancaster Recreation Dept. to Town Board - Truck status report.	R & F
45. Supervisor to Applicants for Position in Building/Maintenance Dept. - Notice of deferment of hiring for a period of at least six months.	R & F
46. Buildings Work Chief to Town Board - Request purchase of 1989 Dodge Van.	TOWN CLERK FOR SUS- PENDED RESOLUTION
47. Supervisor to Lancaster Village Mayor and Board - Comments and request re: proposed engineering for new subdivision off Aurora St.	R & F
48. County Dept. of Environ. and Planning to Supervisor - Transmittal of two construction change orders for ECSD No. 4 Project, Contracts LT-1 and LT-3.	R & F
49. Town Engineers to Town Board - Transmittal of basic chronology re: ECSD No. 4 Project, Contract LT-3.	TOWN ATTORNEY
50. Planning Board to Town Board - Recommends reinstatement of RC zone on Genesee St.	BUILDING INSPECTOR PLANNING COMMITTEE
51. Planning Board to Town Board - Recommends approval of site plan review for Uni-Mart, Walden and Central Ave.	TOWN ATTORNEY FOR RESOLUTION
52. Planning Board to Town Board - Minutes from meeting held 1/4/89.	R & F
53. Assessor to Town Board - Listing of status of all Article 7 proceedings against Town.	R & F

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## COMMUNICATIONS CONT'D.:

## DISPOSITION

54. Building Inspector to Town Board - Request fee re: Chapter 24 - "Hawking and Peddling".	TOWN ATTORNEY PLANNING BOARD
55. Town Clerk to Planning Board - Transmittal of Special Use Permit Application of Lura Ballagh.	R & F
56. Erie & Nia. Counties Reg. Planning Board to Ellicott Cr. Improvement Project Committee - Notice of meeting to be held 1/11/89 at Amherst and minutes from meeting held 12/14/88.	R & F
57. Dir. of Adm. and Finance to Town Board - Suggestions and comments re: personnel time off due to family illness or disability.	TOWN ATTORNEY FOR RESOLUTION
58. Triton Valley Esstates to Town Board - Request changes in the Mobile Home Ordinance.	BUILDING INSPECTOR R & F
59. Franjoine and Jacobi, CPAs to Lancaster N.Y. Opera House Inc. Board of Trustees - Results of audit.	R & F
60. Depew Police Chief to Sueprvisor - Comments and request for support re: repeal of Section 242 Subd 5 of the N.Y. S. Military Law.	TOWN ATTORNEY FOR SUSPENDED RESOLUTION
61. Supervisor to County Comm. of Finance - Request extension of collector's warrant.	R & F
62. LVAC to Supervisor - List of 1989 officers.	R & F
63. Building Inspector to Town Board - Annual report for 1988.	R & F
64. D.C.O. to Town Board - Request purchase of new dog control vehicle.	TOWN ATTORNEY FOR REVIEW
65. Recreation Dir. to Town Board - Specs and bid opening request for sporting and athletic equipment.	R & F
66. Anthony Angelo to Building Inspector - Request walver of sidewalks for premises of 478 Central Ave.	WAIVER GRANTED - BUILDING INSPT. FOR FILE
67. Planning Board to Town Board - Recommend approval of Lura Ballagh Special Use Permit.	R & F
68. Planning Board to Town Board - Minutes from meeting held 1/18/89.	R & F
69. Town Engineers to Supervisor - Report on conditions of Highway Garage and corrective actions to be taken.	R & F
70. Town Attorney to County Board of Health - Notice of Town Board's opposition to proposed amendments to the Erie County Sanitary Code.	R & F
71. County Dept. of Environ. Health Services to Town Board - Comments and transmittal of approval permit for wterline extension in Pinetree Farm Subdivision.	R & F

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**COMMUNICATIONS CONT'D.:****DISPOSITION**

72. Lancaster Fire Dept. to Supervisor - Comments re: tour of Tonawanda Dispatch Center.	R & F
73. Youth Bureau Ex. Dir. to Supervisor - Comments re: recommendations of the Task Force on Children and Families.	R & F
74. Lancaster Sr. Citizen Nutrition Annual Meals Chart for 1988.	R & F
75. Twin Dist. V.F.C. to Town Board - Support purchase of computer system for the dispatch center.	R & F
76. Newstead Zoning Board of Appeals to Supervisor - Notice of public hearing to be held 1/31/89 re: Pine Hill Concrete Mix Corp. applications for mining permits.	R & F
77. Assoc. of Erie County Gov'ts to Supervisor - Notice of annual meeting to be held 1/26/89 at East Aurora.	R & F
78. N.Y.S. Dept. of Environ. Conservation to Supervisor - Confirmation of agreement relative to SEQ Lead Agency designation for the Pine Hill Concrete Mix Corp. project.	R & F TOWN ATTORNEY
79. Winterfest III Torch Run Committee to Supervisor - Request use of Town streets and invitation to participate in run scheduled for 1/26-28/89.	CHIEF FOWLER
80. County Sewer Const. Grants Admin. to Supervisor - Comments re: meeting to be held 1/24/89 in Albany re: C-36-390-03 project certifications.	R & F
81. IFEEC to Supervisor - Comments re: zoning.	PLANNING COMMITTEE BUILDING INSPECTOR
82. Police Chief to Town Board - Recommend creation of police officer position and appointment of Erin Myers to said position.	R & F
83. Town Attorney to Town Board - Advice re: bond resolution for tracked excavator for Highway Dept.	R & F
84. W.N.Y. Assoc. of Youth Board and Youth Bureaus to Supervisor - Comments re: recommendations of the Task Force on Children and Families.	R & F
85. J.D. Smith and Sons to Supervisor - Request retention of C1 zoning classification for corner of Broadway and Pavement.	PLANNING COMMITTEE BUILDING INSPECTOR
86. Supervisor to Town Board and Town Attorney - Specs and comments re: hydraulic crawler excavator for Highway Dept.	TOWN ATTORNEY FOR RESOLUTION
87. W.N.Y. Assoc. of Youth Board and Youth Bureaus to Supervisor - Comments re: reduction in state aid for certain programs.	R & F
88. Town Attorney to Lancaster Village Attorney - Comments re: Refuse and Garbage District.	R & F

32X1

COMMUNICATIONS CONT.

DISPOSITION

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -

- |     |   |  |
|-----|---|--|
| 89. | Police Chief to E.E.O. Director -<br>Re: Winterfest Torch Run.                      | R & F                                  |
| 90. | Building Inspector to Town Board -<br>Re: appointment of Building and Zoning Clerk. | TOWN CLERK FOR<br>SUSPENDED RESOLUTION |
| 91. | NYSALT to Supervisor -<br>Re: closure dates of landfills in NYS.                    | R & F                                  |

ADJOURNMENT:

ON MOTION OF COUNCILMAN GIZA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:55 P.M. out of respect to:

PETER BOLENDER

Signed

*Robert P. Thill*

Robert P. Thill, Town Clerk

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